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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/686,957	10/15/2003	Joseph W. Cole	COLEI.0014P	8826
32856	7590	05/13/2005	EXAMINER	
WEIDE & MILLER, LTD. 7251 W. LAKE MEAD BLVD. SUITE 530 LAS VEGAS, NV 89128			ONEILL, MICHAEL W	
			ART UNIT	PAPER NUMBER
			3713	

DATE MAILED: 05/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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Office Action Summary	Application No. 10/686,957	Applicant(s) COLE, JOSEPH W.	
	Examiner Michael O'Neill	Art Unit 3713	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 28 February 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,2 and 9-16 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,2,9-16 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claims 1, 2, 10, 11, 12, 15 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over IGT's Player's Choice Drop-in and Slant Top gaming machines in view of Itoi, USPN 4,268,076.

IGT discloses the components that typically construct the well known gaming machine. IGT lacks in clearly disclosing the mechanisms that are utilized to secure the currency container into the gaming machine housing. This is because the IGT document is a photograph showing only the exterior portions of the gaming machine housing and not the interior portion. However, it is clearly shown in the photographs the door and lock that are utilized to gain access to the currency container therein. This door and lock means are located under the top surface which presents the game to the player. Itoi teaches and suggests a currency container adapted to accept and store currency, see figure 1. The currency container per se is (2)a, the currency container locking mechanism is (3, 3a, 3b, 14), the locking mechanism is (5, 6 et al.), see figures 1 and 6. The secondary locking mechanism comprising a cam (6) moveable between first and second positions is met with cam (6) which as

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shown in the figure 6 moves between a first and second position in order to allow part of latch, (14), to move from first and second position as shown in figure 6. It would have been obvious to one of ordinary skill in the art to apply the teachings in Itoi to the cash box of IGT in order to provide a currency container which is simple, has excellent reliability and safety as suggested by Itoi in col. 1:39-41.

Claims 9, 13 and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over IGT's Player's Choice Drop-in and Slant Top gaming machines in view of Itoi, USPN 4,268,076 further in view of Halic, USPN 5,700,195.

What IGT and Itoi disclose, teach and suggest to one of ordinary skill in the art is discussed above and incorporated herein. What the two above references lack in clearly disclosing is the panel movement and locking means for the panel. This is because IGT is a photograph just showing the exterior housing of the gaming machine and Itoi focuses securing a cash box to a housing. In an analogous device, Halic teaches and suggests a panel (15), its movement and the associated locking mechanism (16) within a well-known gaming machine and where the panel secures the cash box when the lock (16) is in the locked position and the panel unsecures the cash box when the lock (16) is unlocked, see figures 3-6. It would have been

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obvious to one of ordinary skill in the art to apply the teachings of Halic to the aforementioned references above; in order to provide additional security of the cash box as suggested by Halic in column 1.

Response to Arguments

Applicant's arguments filed 2-28-2005 have been fully considered but they are not persuasive. Again, Applicant needs to positively define the latching mechanism is physically connected to the currency container. Applicant claim language both in claims 1 and 12 do not recited the claimed invention in this manner. Applicant's arguments appear to define the invention in this manner; however, this is not what is claimed and thus the arguments are not commensurate in scope to the claimed invention; thus are deemed unpersuasive.

In response to the Applicant's analysis regarding what Itoi teaches to those skilled in the art, the Examiner response with the Itoi reference teaches the claimed limitations in the manner these limitations are recited. In other words, although Itoi uses different terms and thus might be different structure when one of ordinary skill in the art reads the Applicant's claims and looks at the figures of Itoi, one of ordinary skill in the art can readily correspond a claimed limitation to a structure in Itoi. Furthermore, it is irrelevant to what label is place on

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piece of hardware as Applicant seems to be contending. At issue, is whether the claimed limitations as recited are found in a reference or the combination of references viewing in the whole. In this case, Itoi figures can easily be used to readily identified the claimed limitations, thus the reference clearly provides teachings to the existence of those limitations prior to Applicant invention in the manner that it is being claimed within the instant claims.

Carrying forward a response to Applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986).

In sum, the Examiner had and again is informing the Applicant where the potential patentable subject matter lies. It is suggested that the Applicant consider the Examiner's suggestions.

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is

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reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

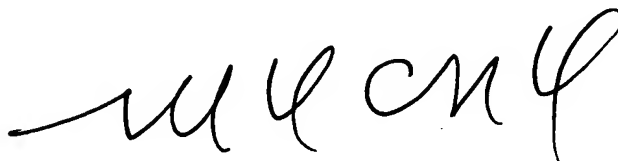
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael O'Neill whose telephone number is 571-272-4442. The examiner can normally be reached on Monday through Friday 8:30 am to 5 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Xuan M. Thai can be reached on 571-272-7147. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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A handwritten signature in black ink, appearing to read 'm o'neill', is written above the printed name.

MICHAEL O'NEILL
PRIMARY EXAMINER